

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office OCT 28 2003

Returned to applicant for correction _____

Corrected application filed _____

Map filed AUG 18 2000 under 66493-T

The applicant **Round Mountain Gold Corp, Homestake Nevada Corp, BaRGold Corp dba Smoky Valley Common Operation**, hereby makes application for permission to change the **point of diversion, place and manner of use of a portion** of water heretofore appropriated under **Permit # 53365**

1. The source of water is **underground (SDW-1)**
2. The amount of water to be changed **0.005 cfs**
3. The water to be used for **mining activities (including reclamation) milling, and dewatering**
4. The water heretofore permitted for **mining, milling, and domestic**
5. The water is to be diverted at the following point **within the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 30, T10N, R44E, MDM., or at a point from which the SE corner of said Section 30 bears S 00 degrees, 02 minutes, 49 seconds E for a distance of 4324.83 feet**
6. The existing permitted point of diversion is located within **the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 20, T10N, R44E, MDM, at a point from which the NE corner of said Section 20 bears North 57 degrees 38 minutes 20 seconds East a distance of 6106 feet**
7. Proposed place of use **within Sections 17, 18, 19, 20, 29, 30 & 31, T10N, R44E, M.D.B&M. (portions unsurveyed); Sections 13, 23, 24, 25, 26, 34, 35 & 36, T10N, R43E, M.D.B&M.; Section 6, T9N, R44E; and Sections 1, 2, & 3 T9N, R43E, M.D.B.&M.**
8. Existing place of use **within sections 17, 18, 19, 20, 29 & 30 of T10N, R44E, MDM (portions unsurveyed), and in Sections 13, 23, 24, 25, & 26 of T10N, R43E, MDM**
9. Use will be from **January 01 to December 31** of each year.
10. Use was permitted from **January 01 to December 31** of each year.
11. Description of proposed works **Existing well.**
12. Estimated cost of works **\$11,500**
13. Estimated time required to construct works **Cased well with electric motor and submersible pump.**
14. Estimated time required to complete the application of water to beneficial use **Temporary right.**

70540-T

15. Remarks: This well will serve to dewater the mining pit and to ensure highwall stability. The water developed will be co-mingled with other water rights held by the applicant and will primarily be utilized for mining and milling activities, including associated reclamation activities.

By Gina Myers
s/Gina Myers
P.O. Box 480
Round Mountain, NV 89045

Compared ag/CMF _____

Protested _____

WITHDRAWN BY APPLICANT MAY 11 2004
Justin Ricci, P.E. STATE ENGINEER CMF